

Law (1926) Department.
(Education)

Ordinary SERIES.

G.O. No. 931.

DATED 20-5-1926

[Despatch Abstract.]

Legislative Council meeting.

Budget motion--Law College--Comparative, Historical
and Ethnical jurisdiction--study--notes recorded.

BACK PAPERS.

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DEMAND XIX - EDUCATION (TRANSFERRED)

Mr J.A.Saldanha

To reduce the allotment of Rs. 15,000 for Law College, Honoraria for special lecturers by Rs. 100 (To draw attention the need of research into comparative, Historical and Ethnical Jurisprudence).

Law (Education) Departt.

Representations having been made to the Government that the Law College, Madras, should be reorganized in such a way as to make legal study in the college really interesting, facilities being provided for research work or specialised study to those most competent to take it up, a committee was appointed in 1923 to advise on the reorganisation of the college in the best manner possible. - G.O. 1276 L.E.d. 11-9-23. This committee in formulating its proposals recognized that in the present stage of legal studies in the Presidency the work of the college should primarily proceed on the basis of a professional outlook and the Government accepted the view that having regard to the actual needs of the province there was as much need for professional training as for scientific study in certain branches of the law and that this should be prominently borne in view in reorganizing the system of legal instruction. The committee's recommendation to ~~institute~~ ^{institute} special lectures by leading lawyers was agreed to. It will thus be seen that at present there is no pressing necessity for institution of research studies.

also

2. It may be noted ~~that~~ the academic affairs the Law College are controlled by a Council of consisting of two or more judges of the High Court, the Principal, the Advocate General and certain other persons and that special lecturers are app

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ed by this council and are to deliver special courses
of lectures in any of the subjects of instruction
under its supervision. The syllabus of special
lecture has also to be approved by the council.
Perhaps the discussions that might take place on
the motion may be forwarded to the college council
for such action as it may deem fit to take.

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* Mr. J. A. SALDANHA :—" I move
'that the allotment of Rs. 15,000 for Law College—Honoraria for
special lecturers be reduced by Rs. 100.'"

The hon. the PRESIDENT :—" The hon. Member wants to draw attention
to the need of research into Comparative, Historical and Ethnical Juris-
prudence'. Does he mean that Government should provide facilities?"

* Mr. J. A. SALDANHA :—" This is a subject of highest importance to
legislators as well as lawyers, as sooner or later we shall have to face at least
one piece of legislation as the law of succession of Jains and others on which
this subject of Ethnical Jurisprudence has a large bearing. At the same time,
I may also point out that this subject is connected with many others. For
instance, we have the grants to be made by the Government to the Univer-
sity in connexion with Oriental languages research, botany research, etc.
I am not sure whether Government have sanctioned the grant only so far as
the study of Dravidian languages is concerned and not for the Sanskrit
language. What I would urge is that we should not take a narrow point of
view of studies of languages. I will deal only with this point of Comparative,
Historical and Ethnical Jurisprudence, which is more important to us, the
lawyers, than as a matter of study of languages in general. In the study
of Jurisprudence, we have what we call the Maine's Historical Society, and
Maine specially dealt with what is called Historical Jurisprudence. What
I want to draw attention to is the necessity for the study of Jurisprudence
from a further point of view, that is of Ethnology and Philology. In the
matter of the study of Philology we cannot confine our attention here only
to Dravidian languages, and I do not think that there will be a sufficient
and comprehensive research with such an on-look of the subject as it could
have by a study of languages, not one language but in fact Sanskrit and all
the other languages in the Presidency . . ."

* The hon. the PRESIDENT :—" Does the hon. Member want to introduce
the study of languages in the Law College? It is under that item that he is
moving his motion."

* Mr. J. A. SALDANHA :—" I have overlooked the point of Law College
I think I should not move it here." (Laughter)

* The hon. the PRESIDENT :—" The hon. Member has already moved it.
Has the hon. Member the leave of the House to withdraw the motion?"
The motion was by leave withdrawn.

Please see the position marked 'M'

on p. 2 ante. As the member
stated, in the course of the discussion, that he
should not have moved the motion under
'law college', it seems unnecessary
to forward a copy of the proceedings to the
Law College Council.

The papers may be 93/8/20. 57. 26
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Legislative Council
Meeting - Budget
Motion - Law College
Comparative, Historical
Ethnical Jurisprudence - Study -

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READ AGAIN G.O. No. _____
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